

Art Unit 2616
Serial No. 09/560,722

PATENT
Attorney Docket No.: K35A0604

REMARKS

AMENDMENTS TO THE CLAIMS:

Applicants have cancelled all pending claims and submitted new Claims 22-39 for the Examiner's consideration. All pending Claims are fully supported by the specification as originally filed, and in particular, at page 1, lines 12-18, and page 4, lines 8-12, and an embodiment of the claimed video data management system (video record system 10) is illustrated in the drawings. Thus, Applicants respectfully request that the objections to the previously-pending claims under 35 U.S.C. § 112 and the objection to the drawings be withdrawn.

REJECTION UNDER 35 USC 103(a):

The Examiner rejected previously-pending Claims 1 and 15 as being unpatentable over U.S. Patent No. 5,991,832 issued to Sato et al. (*Sato*) in view of U.S. Patent No. 6,782,188 B1 issued to Ido et al. (*Ido*). Applicants respectfully submit that new independent Claims 22 and 36 are not rendered obvious by the cited references. Claims 22 and 36 each recite "wherein the playback commands are usable while the external video data stream is being recorded." *Sato* and *Ido* each describe video recording systems that allow only sequential recording using sequential access media; there is no teaching, hint, or suggestion of the use of playback commands in either *Sato* or *Ido*. Moreover, the methods of video recording disclosed in *Sato* and *Ido*, such as magnetic video tape and video disks, do not allow the use of playback commands, as indicated in the specification of the present application at page 1, lines 12-21 ("These capabilities are not provided by video cassette recorders that utilize magnetic tape storage, which is a sequential access medium (i.e., to jump from a particular stored video data stream to another, the tape must be advanced or rewound)."). And contrary to the Examiner's assertion on page 7 of the Final Office Action mailed February 9, 2005, the video disk medium disclosed in *Sato* is a sequential access medium, not a hard disk drive used in computer-related applications as commonly understood by one skilled in the art (see., e.g., p. 1, lines 13-18). Consequently, *Sato* and *Ido*, whether

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taken separately or in combination with one another, fail to render Claims 22 and 36 obvious. For at least these reasons, Applicants respectfully request allowance of Claims 22, 36, and all of their respective dependent claims.

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CONCLUSION

In view of the foregoing amendments and/or remarks, Applicant respectfully submits that the pending claims are now in condition for allowance and requests reconsideration of the rejections. If it is believed that a telephone conversation would expedite the prosecution of the present application, or clarify matters with regard to its allowance, the Examiner is invited to contact the undersigned attorney at the number listed below.

The Commissioner is hereby authorized to charge payment of any required fees associated with this Communication or credit any overpayment to Deposit Account No. 23-1209.

Respectfully submitted,

Date: August 9, 2005By: Jonathan E. Prejean, Esq.
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